

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

S.W., a minor, et al,

Plaintiffs,

-vs-

Case No: 14-CV-792

Tony Evers, in his official capacity
as Wisconsin Superintendent of Public Instruction, et al
Defendants.

NOTICE OF APPEAL

PLEASE TAKE NOTICE that Plaintiffs, S.W., et. al, by their attorneys, Wisconsin Institute for Law & Liberty, appeal to the United States Court of Appeals for the Seventh Circuit from the Opinion and Order Granting the Defendants' Motion for Summary Judgment and denying Plaintiffs' Motion for Summary Judgment, entered by this Court on October 3, 2017, Dkt # 132, and the Final Judgment entered by this Court on October 16, 2017, Dkt. # 136.

The counsel of record for the Plaintiffs on appeal will be Richard Esenberg. Brian McGrath and CJ Szafir will also be serving as appellate counsel.

Respectfully submitted,
WISCONSIN INSTITUTE FOR LAW & LIBERTY
Attorneys for Plaintiffs

Dated: October 31, 2017

/S/ RICHARD M. ESENBERG

Richard M. Esenberg, WI Bar No. 1005622
414-727-6367; rick@will-law.org
Brian McGrath, WI Bar No. 1016840
414-727-7412; brian@will-law.org
Charles J. Szafir, WI Bar No. 1088577
414-727-6373; cj@will-law.org

MAILING ADDRESS:
1139 East Knapp Street
Milwaukee, WI 53202-2828
414-727-9455
FAX: 414-727-6385

CERTIFICATE OF SERVICE

I hereby certify that on October 31, 2017, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which sent notification of such filing to the following:

Sarah A. Zylstra, State Bar Number: 1033159

szylstra@boardmanclark.com

M. Tess O'Brien-Heinzen, State Bar Number: 1022788

tobrien@boardmanclark.com

JoAnn M. Hart, State Bar Number: 1008827

jhart@boardmanclark.com

Boardman & Clark LLP

Attorneys for Defendants Elkhorn Area School District and Greendale School District

Jennifer L. Barwinski, (1049871)

jbarwinski@kasdorf.com

Jeffrey A. Schmeckpeper, (1016723)

jschmeckpeper@kasdorf.com

Heather D. Mogden, (1086936)

hmogden@kasdorf.com

Dustin T. Woehl, (1036759)

dwoehl@kasdorf.com

Kasdorf, Lewis & Swietlik, S.C.

Attorneys for Defendants, Muskego-Norway School District and Paris J1 School District

Kevin C. Pollard (Bar No. 1074929)

kpollard@buelowvetter.com

Buelow Vetter Buikema Olson & Vliet, LLC

Attorneys for Shorewood School District

Anthony D. Russomanno, Assistant Attorney General, State Bar #1076050

russomannoad@doj.state.wi.us

Maura FJ Whelan, Assistant Attorney General, State Bar #1027974

whelanmf@doj.state.wi.us

Charlotte Gibson, Assistant Attorney General, State Bar #1038845

gibsoncj@doj.state.wi.us

Wisconsin Department of Justice

Attorneys for Defendants DPI and Evers

Dated: October 31, 2017

/S/ RICHARD M. ESENBERG

Richard M. Esenberg, WI Bar No. 1005622

414-727-6367; rick@will-law.org